

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF OKLAHOMA**

<b>(1) GREAT LAKES INSURANCE SE,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. CIV-22-702-JD</b>
	)	
<b>(2) FREDY VALLE d/b/a VALLE</b>	)	
<b>TRUCKING;</b>	)	
<b>(3) SILVER STAR CONSTRUCTION</b>	)	
<b>COMPANY, INC.;</b>	)	
<b>(4) TYLON MACKEY;</b>	)	
<b>(5) ISRAEL JUAREZ;</b>	)	
<b>(6) ORD TRUCKING, INC.;</b>	)	
<b>(7) ZURICH AMERICAN INS. CO.</b>	)	
	)	
<b>Defendants.</b>	)	

**DEFENDANT TYLON MAKEY’S UNOPPOSED MOTTON TO  
FILE FINAL WITNESS AND EXHIBIT LISTS OUT OF TIME**

Pursuant to LCvr7(h), defendant Tylon Mackey Moves the Court for leave to file his Final Witness and Exhibit Lists out of time. Defendant Mackey shows the Court that in the absence of the requested extension his Witness and Exhibit Lists were due on September, 19, 2023, (2) that no motion for extensions have been made or granted, (3) that in the past 30 days Mackey’s counsel has had significant health issues that precluded him from filing the lists in a timely manner; (4) opposing counsel has been contacted and made no objection to the requested extension; (5) the requested extension will have no impact, if any, on the scheduled trial or other deadlines; and (6) Mackey seeks to file the Witness and Exhibit Lists within 2 days of the original due date.

This Motion is accompanied by a proposed order for the court's use if such relief is granted. The proposed order, which does not differ in any respect from the relief requested in the motion, shall state specifically the events being extended and the new dates for the deadlines.

WHEREFORE, premises considered, defendant Tylon Mackey Moves the Court for an Order granting him an extension of 2 days – to September 21, 2023, to file his Final Witness and Exhibit Lists.

Respectfully submitted,

s/  
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and

s/James A. Scimeca  
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**ATTORNEYS FOR DEFENDANT  
TYLON MACKEY**

**CERTIFICATE OF SERVICE**

I hereby certify on the 20<sup>th</sup> day of September 2023, the foregoing document was transmitted to the Court Clerk's CM-ECF system for filing and for delivery to all counsel of record.

s/James A. Scimeca\_\_\_\_\_